

**RIMAC MARTIN, P.C.**

JOSEPH M. RIMAC – State Bar No. 72381  
 GRANT E. INGRAM – State Bar No. 242785  
 1051 Divisadero Street  
 San Francisco, CA 94115  
 Telephone: (415) 561-8440  
 Facsimile: (415) 561-8430

**MOUND COTTON WOLLAN & GREENGRASS**

Jeffrey S. Weinstein, appearing *pro hac vice*  
 Renee M. Plessner, appearing *pro hac vice*  
 One Battery Park Plaza  
 New York, New York 10004  
 Telephone: (212) 804-4200  
 Facsimile: (212) 344-8066

**IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

CITY OF CAPITOLA,

Plaintiff,

v.

LEXINGTON INSURANCE COMPANY,  
 and DOES 1 through 100, inclusive,

Defendants.

) Case No.: 5:12-cv-03428-LHK

)  
 )  
 ) **STIPULATION CONTINUING**  
 ) **CASE MANAGEMENT**  
 ) **CONFERENCE; ~~PROPOSED~~**  
 ) **ORDER**


A Case Management Conference in this matter is scheduled for October 10, 2012. Counsel for Defendant Lexington Insurance Company, Jeffrey S. Weinstein, appearing *pro hac vice*, is the attorney with the most knowledge concerning the facts of this matter, however, he will be out of the country on October 10, 2012 attending to another matter.

1 Counsel for Plaintiff, Joel P. Gumbiner, has agreed to an adjournment of the Case  
2 Management Conference to October 31, 2012. Mr. Gumbiner has advised that he is scheduled to  
3 be in a trial in Los Angeles during the week of October 10, 2012, and if that trial proceeds, he  
4 also would not be available for a Case Management Conference on October 10, 2012.

5 The parties agree to file the Joint Case Management Conference Statement by the date  
6 originally set by the Court, October 3, 2012.

7  
8 IT IS SO STIPULATED.

9 Dated: August 22, 2012

  
GUMBINER & ESKRIDGE, LLP

Joel P. Gumbiner  
Attorney for Plaintiff  
City of Capitola

10  
11  
12  
13 Dated: August 22, 2012

  
RIMAC MARTIN, P.C.

Grant E. Ingram  
Attorneys for Defendant  
Lexington Insurance Company

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17 ~~[PROPOSED ORDER]~~

18 The Case Management Conference in this matter, originally scheduled for October 10,  
19 2012 at 2:00 p.m., is hereby adjourned to October 31, 2012 at 2:00 p.m.

20  
21 IT IS SO ORDERED.

22 Dated: August 23, 2012

  
United States District Judge